

109TH CONGRESS  
2D SESSION

# H. R. 5274

To amend the Internal Revenue Code of 1986 to provide a deduction for the provision of boating safety equipment.

---

IN THE HOUSE OF REPRESENTATIVES

MAY 2, 2006

Mr. SWEENEY introduced the following bill; which was referred to the Committee on Ways and Means

---

## A BILL

To amend the Internal Revenue Code of 1986 to provide a deduction for the provision of boating safety equipment.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Boating Safety Tax  
5       Incentive Act.”

6       **SEC. 2. DEDUCTION FOR BOATING SAFETY EQUIPMENT.**

7       (a) IN GENERAL.—Part VI of subchapter B of chap-  
8       ter 1 of the Internal Revenue Code of 1986 is amended  
9       at the end of the following new section:

1 **“SEC. 199A. BOATING SAFETY EQUIPMENT.**

2 “(a) ALLOWANCE OF DEDUCTION.—There is allowed  
3 a deduction for the provision without charge of qualified  
4 boating safety equipment by a boat manufacturer to pur-  
5 chasers of eligible boats.

6 “(b) AMOUNT OF DEDUCTION.—The deduction under  
7 subsection (a) shall be the lesser of the fair market value  
8 of the qualified boating safety equipment determined by  
9 the retail price of such equipment, or twice of the boat  
10 manufacturer’s basis or cost of such qualified boating  
11 safety equipment.

12 “(c) DEFINITIONS.—For the purposes of this section:

13 “(1) QUALIFIED BOATING SAFETY EQUIP-  
14 MENT.—The term ‘qualified boat safety equipment’  
15 means—

16 “(A) United States Coast Guard approved  
17 personal flotation devices, except for Type IV or  
18 throwable personal flotation devices; and

19 “(B) Category I or Category II 406 MHZ  
20 emergency position indicating radio beacons.

21 “(2) ELIGIBLE BOATS.—The term ‘eligible  
22 boats’ means—

23 “(A) any new recreational boats; and

24 “(B) any ‘small passenger vessel’ as that  
25 term is described in 46 U.S.C. 2101 carrying  
26 not more than 250 passengers; and

1                   “(C) any ‘uninspected passenger vessel’ as  
2                   that term is described in 46 U.S.C. 2101.”

3           (b) EFFECTIVE DATE.—The amendments made by  
4 this section shall apply to qualified boat safety equipment  
5 provided after January 1, 2007.

○